



Declaration for Patent Application English Language Declaration		Attorney Docket No.	37167-8043.US00	
		First Named Inventor	Morris et al.	
		COMPLETE IF KNOWN:		
<input type="checkbox"/> Submitted with initial filing	<input checked="" type="checkbox"/> Submitted after initial filing (surcharge required 37 CFR 1.16(e))	Application No.	09/938,276	
		Filing Date	08/22/2001	
		Art Unit	3739	
		Examiner	Peffley, Michael F.	

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**TISSUE SURFACE TREATMENT APPARATUS AND METHOD**

the specification of which

☐ is attached hereto  
OR  
☒ was filed on August 22, 2001  
as United States Application No. or PCT International Application No. 09/938,276  
and was amended on 04/09/04, 09/14/04, 05/26/05, 09/15/05, and 03/14/07 (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the National or PCT International filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign applications(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's right certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

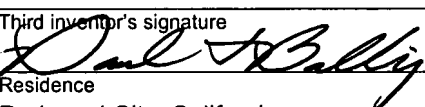
Prior Foreign Application(s)			Priority Not Claimed	Certified Copy Attached	
				YES	NO
<u>                    </u> (Number)	<u>                    </u> (Country)	<u>                    </u> (Filing Date)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>                    </u> (Number)	<u>                    </u> (Country)	<u>                    </u> (Filing Date)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<u>                    </u> (Number)	<u>                    </u> (Country)	<u>                    </u> (Filing Date)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional prior foreign applications are listed on a supplemental data sheet attached hereto.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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Sole or first inventor's signature	Date
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Second inventor's signature	Date
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Third inventor's signature 	Date 6/11/07
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May 30, 2007  
Via Federal Express

David L. Morris, Ph.D.  
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Australia

Re: U.S. Patent Application No. 09/938,276 filed on 08/22/2001  
for **TISSUE SURFACE TREATMENT APPARATUS AND METHOD**  
Our Reference: 37167-8043.US00

Dear Dr. Morris:

The United States Patent and Trademark Office ("USPTO") has required that we submit a newly executed Declaration of Inventorship in the above-referenced patent application on which you are named as an inventor. Accordingly, please find enclosed a Declaration of Inventorship for your signature and return.

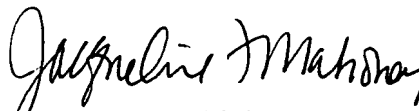
Please sign and date on the appropriate line after reading a copy of the published application and allowed claims enclosed herewith. Your signature need not be witnessed or notarized. Be sure to check all personal data for accuracy. If there are any errors (e.g., spelling of your name), please make any necessary corrections and initial and date them.

Kindly return the signed declaration to our office at your earliest convenience. A faxed or scanned .pdf copy sent by email is acceptable. We have enclosed a self-addressed and pre-paid Federal Express envelope for your convenience.

Thank you for your assistance in this matter.

If you have any questions, feel free to contact our offices.

Very truly yours,

  
Jacqueline F. Mahoney  
Patent Agent

JFM/lbk  
Encs.

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Perkins Coie LLP and Affiliates